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Heather Mocabee

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re Application of:

DREON *et al.*

Attorney Docket No.: 0125-UTL

Serial No 10/612,118

Art Group : 1614

Filed: 7/2/2003

Examiner: Unassigned

Title: Compositions and Methods For Reduction of Inflammatory Symptoms and/or Biomarkers in Female Subjects

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

**INFORMATION DISCLOSURE STATEMENT**

Transmitted herewith for filing in the above identified Application, under 37 C.F.R. 1.97, are an information Disclosure Statement and completed PTO Form 1449. Also included is a Return Receipt Postcard.

Identification of Time of filing the Information Disclosure Statement and any Required Certification or Petition

- [X] The Information Disclosure Statement is being submitted: (a) within three (3) months of the filing date, or (b) before the mailing date of a first Office action on the merits. **Therefore no fee is due or certification is required under 37 C.F.R. 1.97 (b).**
- [ ] The Information Disclosure Statement is being submitted more than three (3) months after the filing date and after the mailing date of the first Office action on the merits, but before a final action under § 1.313 or a notice of allowance under § 1.311, whichever occurs first. The undersigned hereby certifies under 37 C.F.R. 1.97(e)(1) that each item of information contained in the Information Disclosure Statement was cited in a communication from a foreign patent office on a counterpart foreign application not more than (3) months prior to the filing of the Information disclosure Statement. **Therefore, no fee is due under 37 C.F.R. 1.97 (c).**

- ☐ The Information Disclosure Statement is being submitted more than three (3) months after the filing date and after the mailing date of the first Office action on the merits, but before a final action under § 1.313 or a notice of allowance under § 1.311, whichever occurs first. The undersigned hereby certifies under 37 C.F.R. 1.97 (e) (2) that no item of information contained in the Information Disclosure Statement was cited in a communication from a foreign patent office in a foreign counterpart application, or to undersigned's knowledge after making reasonable inquiry, was known to any person designated in §1.56 (c) more than (3) three months prior to the filing of the Information Disclosure Statement. **Therefore, no fee is due under 37 CFR 1.97 (c).**
- ☐ The Information Disclosure Statement is being submitted after the mailing date of a final action under § 1.313 or a notice of allowance under § 1.311, whichever occurs first, but before, or simultaneously with, payment of the issue fee.
- ☐ The undersigned hereby certifies under 37 C.F.R. 1.97(e)(1) that each item of information contained in the Information Disclosure Statement was cited in a communication from a foreign patent office on a counterpart foreign application not more than three (3) months prior to the filing of the Information Disclosure Statement.
- ☐ Applicant(s)' attorney hereby certifies under 37 C.F.R. 1.97(e)(2) that no item of information contained in the Information Disclosure Statement was cited in a communication from a foreign patent office in a foreign counterpart application, or, to the undersigned Attorney's knowledge after making reasonable inquiry, was known to any person designated in §1.56 (c) more than (3) three months prior to the filing of the Information Disclosure Statement.

## **2. Fee calculation and Deposit Account Authorization**

- ☐ The Information Disclosure Statement is being submitted more than three (3) months after the filing date and after the mailing date of the first Office action on the merits, but before a final action under § 1.313 or a notice of allowance under § 1.311, whichever occurs first, without certification under 37 C.F.R. 1.97(e). Therefore, *only if this entry is checked in the left margin*, the **\$ 180.00** fee set forth in §1.17 (p) is authorized below.

Applicant(s) hereby petition requesting consideration of the Information Disclosure Statement. *Therefore only if this entry is checked in the left margin*, the **\$180.00** petition fee set forth in § 117(i) is authorized below

- ☐ Please charge \$ \_\_\_\_\_ to Deposit Account No. **50-2247**
- ☒ The Commissioner is hereby authorized to charge any additional fees or credit any overpayment to Deposit Account No. 50-2247. This is not however, an authorization to pay the issue fee.

The Examiner is respectfully requested to consider these documents and to make them of record in the subject application.

Respectfully submitted,

A handwritten signature in black ink, appearing to read 'G. Pfister'.

Gloria Pfister  
Reg. No. 45,642

Galileo Pharmaceuticals, Inc.  
5301 Patrick Henry Drive  
Santa Clara, CA 95054  
Telephone No. (408) 654-5830 ex. 179

Date: November 30, 2004

Please type a plus sign (+) inside this box →

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PTO/SB/08A (08-00)

Approved for use through 10/31/2002. OMB 0651-0031

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Substitute for form 1449A/PTO

## INFORMATION DISCLOSURE STATEMENT BY APPLICANT

(use as many sheets as necessary)

Sheet 1 of 1

### Complete If Known

|                        |            |
|------------------------|------------|
| Application Number     | 10/612,118 |
| Filing Date            | 07-02-2003 |
| First Named Inventor   | Dreon, D.  |
| Group Art Unit         | 1614       |
| Examiner Name          | Unknown    |
| Attorney Docket Number | 0125-UTI   |

### U.S. PATENT DOCUMENTS

| Examiner<br>Initials * | Cite<br>No. <sup>1</sup> | U.S. Patent Document |                                      | Name of Patentee or<br>Applicant of Cited Document | Date of Publication of<br>Cited Document<br>MM-DD-YYYY | Pages, Columns, Lines,<br>Where Relevant Passages<br>or Relevant<br>Figures Appear |
|------------------------|--------------------------|----------------------|--------------------------------------|----------------------------------------------------|--------------------------------------------------------|------------------------------------------------------------------------------------|
|                        |                          | Number               | Kind Code <sup>2</sup><br>(if known) |                                                    |                                                        |                                                                                    |
|                        | 1                        | 6,716,451            |                                      | Udell et al.                                       | 04-06-2004                                             |                                                                                    |
|                        | 2                        | 2004/0106674         |                                      | Rich et al.                                        | 06-03-2004                                             |                                                                                    |
|                        | 3                        | 2004/0082649         |                                      | Rich et al.                                        | 04-29-2004                                             |                                                                                    |
|                        | 4                        | 2004/0116512         |                                      | Naguib et al.                                      | 06-17-2004                                             |                                                                                    |
|                        |                          |                      |                                      |                                                    |                                                        |                                                                                    |
|                        |                          |                      |                                      |                                                    |                                                        |                                                                                    |
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### FOREIGN PATENT DOCUMENTS

| Examiner<br>Initials * | Cite<br>No. <sup>1</sup> | Foreign Patent Document |                     |                                      | Name of Patentee or<br>Applicant of Cited<br>Document | Date of Publication<br>of Cited Document<br>MM-DD-YYYY | Pages, Columns,<br>Lines, Where<br>Relevant Passages<br>or Relevant Figures<br>Appear | T <sub>6</sub> |
|------------------------|--------------------------|-------------------------|---------------------|--------------------------------------|-------------------------------------------------------|--------------------------------------------------------|---------------------------------------------------------------------------------------|----------------|
|                        |                          | Office <sup>3</sup>     | Number <sup>4</sup> | Kind Code <sup>5</sup><br>(if known) |                                                       |                                                        |                                                                                       |                |
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|                        |                          |                         |                     |                                      |                                                       |                                                        |                                                                                       |                |

### OTHER PRIOR ART -- NON PATENT LITERATURE DOCUMENTS

| Examiner<br>Initials * | Cite<br>No. <sup>1</sup> | Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published. | T <sup>2</sup> |
|------------------------|--------------------------|-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|----------------|
|                        |                          |                                                                                                                                                                                                                                                                 |                |

Examiner  
Signature

Date  
Considered

\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.<sup>1</sup> Unique citation designation number. <sup>2</sup> See attached Kinds of U.S. Patent Documents. <sup>3</sup> Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). <sup>4</sup> For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. <sup>5</sup> Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. <sup>6</sup> Applicant is to place a check mark here if English language Translation is attached.

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